IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

MONDAY, THE 5TH MARCH 2007 / 14TH PHALGUNA 1928

LA.App..No. 263 of 2006()
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LAR.51/2003 of SUB COURT,THODUPUZHA
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APPELLANT: RESPONDENT
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STATE OF KERALA,
REPRESENTED BY LAND ACQUISITION OFFICER,
THODUPUZHA.

BY GOVERNMENT PLEADER SMT.K.R.DEEPA

RESPONDENTS: CLAIMANT
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P.K.SREENATHAN PILLAI,
S/O.KRISHNA PILLAI,
KANNUVEETTIL HOUSE (PULLAPPILLIL),
VADAKKUMUN, THODUPUZHA EAST.P.O.

BY ADV. SRI.T.R.RAMACHANDRAN NAIR

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 05/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**KURIAN JOSEPH & K.T.SANKARAN,JJ.**

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**L.A.A.No. 263 of 2006**

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**Dated this the 5th day of March, 2007**

**JUDGMENT**

**Kurian Joseph,J.**

This appeal is filed against the judgment and decree in L.A.R.No.51/2003 on the file of the Sub Court, Thodupuzha. The reference court relied on Ext.A7 judgment in L.A.R.No.64/2002. There is no appeal against that judgment. The same has become final. That apart, it is seen that the property covered by Ext.A7 is wet land whereas the acquired property in the instant case is garden land, which is obviously more valuable. It has also come out in evidence that the acquired property is near to the property referred to in Ext.A7 judgment. For all these reasons we do not find any ground to interfere with the judgment and decree. The market value fixed is just and reasonable. As we thus agree with the reasoning and finding of the reference court we dismiss the appeal.

(KURIAN JOSEPH, JUDGE)

(K.T.SANKARAN, JUDGE)

ahg.